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HEWLETT-PACKARD COMPANY
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P.O. Box 272400
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PATENT APPLICATION

ATTORNEY DOCKET NO. 200210020-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Thomas Novot et al.

Confirmation No.: 9712

Application No.: 10/526,171

Examiner: Drew Richards

Filing Date: Jul., 23, 2003

Group Art Unit: 2815

Title: Electron Emitter With Epitaxial Layers

Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner date, 8/9/2006 rejecting the following claims 1,6,7,10-12,14, 15,17-38,44-46. The fee for this Notice of Appeal is (37 CFR 1.17(B)) \$500.00. (complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.13 6(a) apply.

- ☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (FEES: 37 CFR 1.17 (a)-(d) for the total number of months checked below:

☐ 1st Month
\$120

☐ 2nd Month
\$450

☐ 3rd Month
\$1020

☐ 4th Month
\$1590

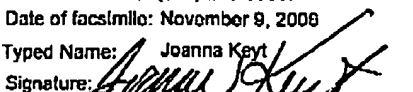
- ☐ The extension fee has already been filed in this application

- ☒ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of \$ 500.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

- ☐ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450
Date of Deposit:

OR

- ☒ I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (571) 273-8300.
Date of facsimile: November 9, 2006
Typed Name: Joanna Keyt
Signature: 

Respectfully submitted,

Thomas Novot et al.

By 

Steven R. Ormiston

Attorney/Agent for Applicant(s)

Reg No. : 35,974

Date : November 9, 2006

Telephone : (208) 433-1991

Rev 10/05 (Note/Append)

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PAGE 1/2 * RCVD AT 11/9/2006 1:00:42 PM [Eastern Standard Time] * SVR:USPTO-EFXXRF-27 * DNIS:2738300 * CSID:208 433 9295 * DURATION (mm-ss):01-08